

Application No. 10/817,526
Pet. To Withdraw From Issue

Customer No. 01933

Attorney Docket No. 04202/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Shigeaki YAMANAKA et al

Serial No. : 10/817,526

Filed : April 1, 2004

For : METHOD OF JOINING TOGETHER
MAGNETIC AND NONMAGNETIC
MATERIALS

Art Unit : 3742

Examiner : Daniel Leon Robinson

Allowed : June 27, 2005

Conf. No. : 4878

**PETITION TO WITHDRAW FROM ISSUE
UNDER 37 CFR 1.313(c) (2)**

ATTENTION: KAREN CREASY

Mail Stop PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Applicants hereby petition to withdraw the present application from issue under 37 CFR 1.312(c) (2) for the purpose of consideration of an RCE filed pursuant to 37 CFR 1.114 and an Information Disclosure Statement, both filed concurrently herewith.

The Issue Fee was paid on September 21, 2005.

CERTIFICATE OF FACSIMILE
TRANSMISSION
TO NO. 571-273-0025

ATTENTION: KAREN CREASY

TOTAL PAGES: 20

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents on the date noted below


Nalini P. Sahadeo

Dated: October 14, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by form PTO-2038 attached hereto, authorization to charge the extension fee to Account No. 06-1378.

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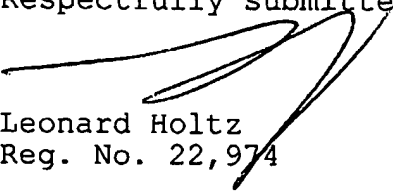
OFFICE OF PETITIONS

Submitted herewith is a form PTO-2038 in the amount of \$130.00 to cover the cost of the Petition Fee (37 CFR 1.17(h)). Authorization is given to charge any other fees which may be required in connection with this matter to Account No. 06-1378.

By letter dated October 3, 2005, the applicants' Japanese attorneys informed the undersigned of a European Search Report dated September 8, 2005 which was issued by the European Patent Office in connection with a counterpart EPO application. The European Search Report was received in the office of the undersigned on October 6, 2005. Cross correspondence was conducted, and by letter dated October 12, 2004, the applicant's (through their Japanese attorneys) stated that they wish withdraw the present application from issue and to file the European Search Report dated September 8, 2005 and its cited references in the USPTO in an Information Disclosure Statement so that the U.S. Examiner could consider the same and make the European-cited references "of record".

Filed concurrently herewith is an RCE and an Information Disclosure Statement (with a Statement under 37 CFR 1.97(e)) submitting the European Search Report dated September 8, 2005 and its cited references. It is respectfully requested that the present application be withdrawn from issue for the purpose of consideration of said RCE and said Information Disclosure Statement.

Respectfully submitted,


Leonard Holtz
Reg. No. 22,974

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